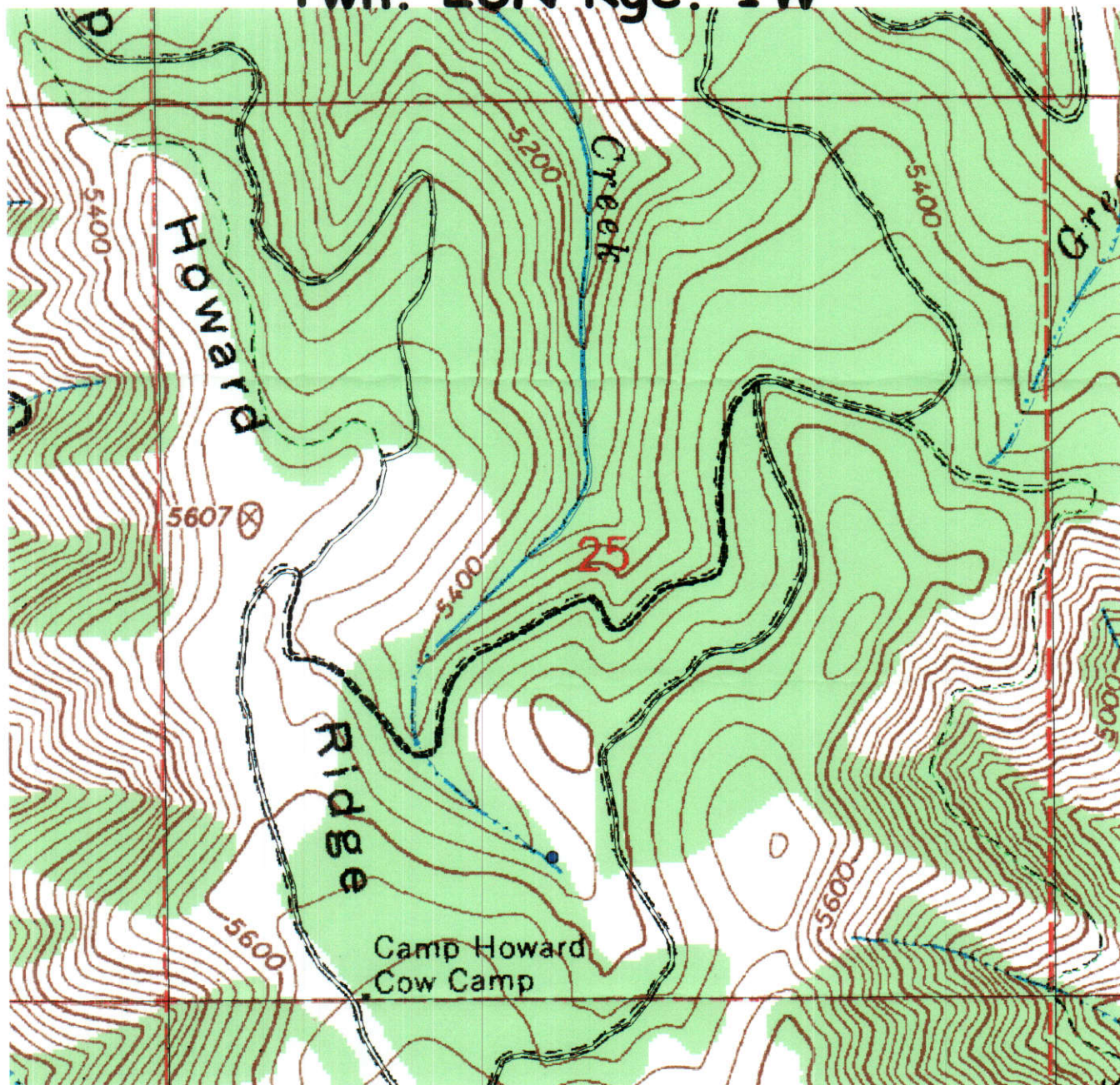


Proposed Camp Howard Pond

Twn. 28N Rge. 1W

No Gov
-lts



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OCT 04 2002

Hawk
8-01

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JAN 18 2002

WATER RESOURCES
WESTERN REGION

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

79-14007

STATE OF IDAHO

DEPT OF LANDS

PO BOX 68

CRAIGMONT ID 83523

Point(s) of Diversion SESW S25

T28N R01W IDAHO County

Source RICE CREEK

Tributary To SALMON RIVER

Use: STOCKWATER 05/01 To 11/30

0.04 CFS

Use: FIRE PROTECTION 04/01 To

11/01 0.5 AFA

Use: FIRE PROTECTION 01/01 To

12/31 0.5 AFA

STORAGE

Total Diversion: 0.04 CFS

Date Filed: 11/23/2001

Place Of Use: STOCKWATER

T28N R01W S25 SESW

Place Of Use: FIRE PROTECTION STOR-

AGE

T28N R01W S25 SESW

Place Of Use: FIRE PROTECTION

T28N R01W S25 SESW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 01/22/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on January 2 and 9, 2002.

J2-9

AFFIDAVIT OF PUBLICATION

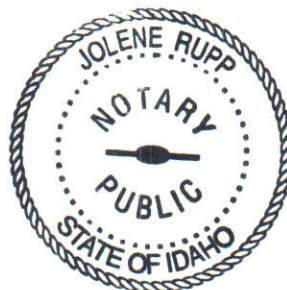
STATE OF IDAHO
County of Idaho - ss.

Andrew J. McNab, being first duly sworn, says he is the Publisher of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho County, State of Idaho, and is of general circulation in said county and state, that the said legal notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 2nd day of January, 2002; and the last publication on the 9th day of January, 2002; and that the said legal notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said legal notice of advertisement.

[Signature]

STATE OF IDAHO)
COUNTY OF)

On this 9th day of January in the year of 2002, before me a Notary Public personally appeared Andrew J. McNab, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.



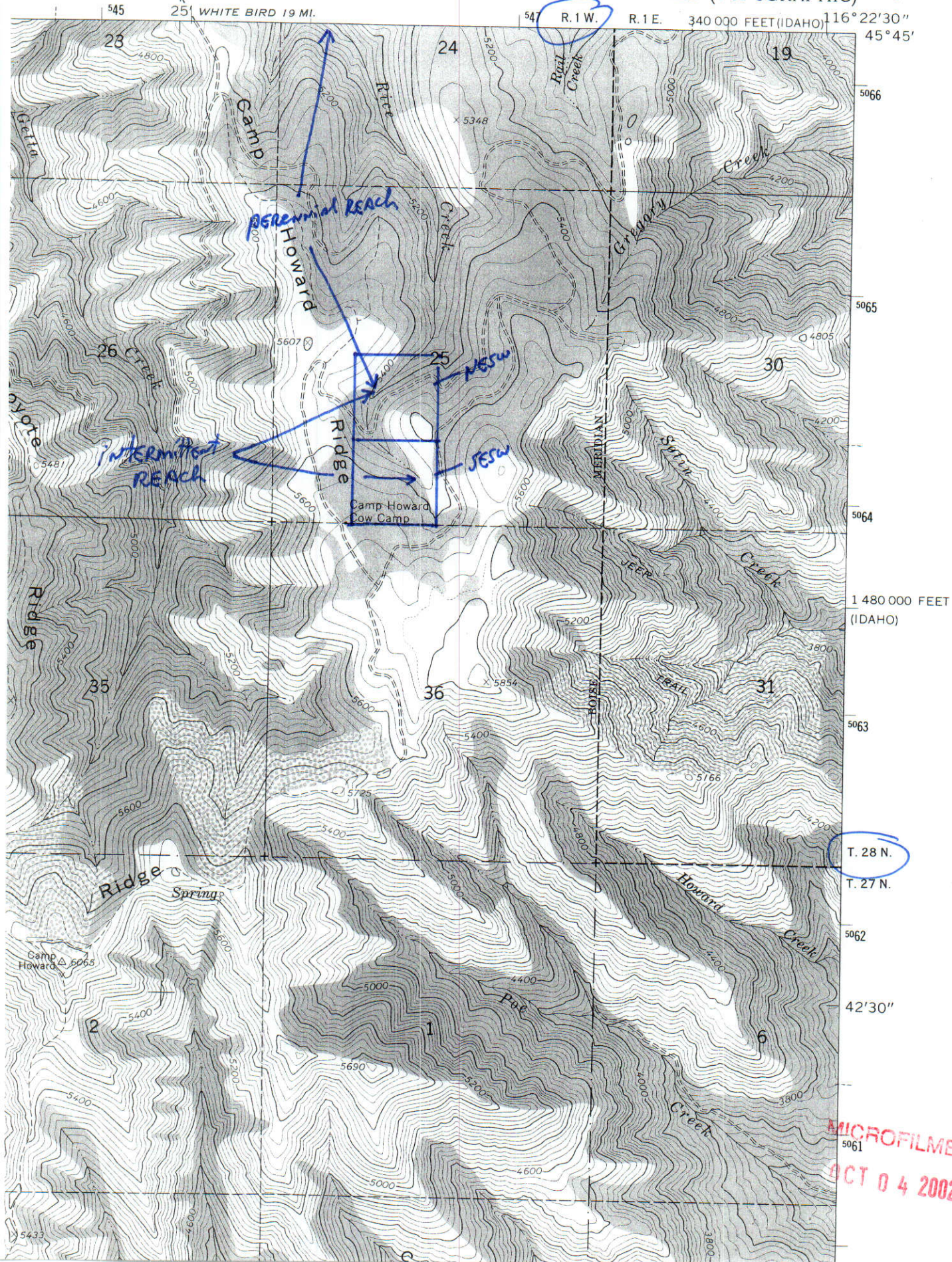
Jolene Rupp
Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 1-29-07

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OCT 04 2002

GRAVE POINT QUADRANGLE
IDAHO-OREGON
7.5 MINUTE SERIES (TOPOGRAPHIC)

2775 IV SE
(WHITE BIRD)



FOR OFFICE USE ONLY
Amt. of Fee \$ 50.00
Receipt No. 2061480
Receipt By: JM
Date Received: 4-18-02

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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APR 11 2002

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 79-14007 Telephone No. 208-924-5571

2. Name of Permit Holder(s): IDAHO DEPT OF LANDS, CRAIG Mountain Area Office

3. Mailing Address: P.O. Box 68

City Craigmont State ID Zip 83523

4. Source of Water: Rice Creek If **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. _____

Well Driller: _____ Drilling Permit Number: _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): Diversion to trough - up to 200
PAIR, COW - Calf

Irrigation (No. of acres): _____ Other: Dip pond for Wildfire Suppression

6. Total rate of diversion and/or volume for which proof is submitted: 50.20 cfs OR _____ acre-feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?
Has the measuring device been installed?

Yes _____ or No X
Yes _____ or No _____

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Thom Hawkins @ Idaho Dept. of Lands Telephone Number: 208-924-5571

Address: P.O. Box 68 Craigmont, ID 83523

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Thom Hawkins
(include your title if on behalf of company or organization)

Date: 4/08/02

SCANNED
FEB 18 2004

MICROFILMED
OCT 04 2002

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 79-14007

Priority: 11/23/2001

Maximum Diversion Rate: 0.04 CFS

This is to certify, that STATE OF IDAHO
DEPT OF LANDS
STATEHOUSE MAIL
PO BOX 83720
BOISE ID 83720-0050

has applied for a permit to appropriate water from:

Source: RICE CREEK

Tributary: SALMON RIVER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
FIRE PROTECTION STORAGE	01/01 to 12/31		0.5 AF
FIRE PROTECTION	04/01 to 11/01	0.04 CFS	
STOCKWATER	01/01 to 12/31	0.04 CFS	

LOCATION OF POINT(S) OF DIVERSION:

RICE CREEK SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 25, Twp 28N, Rge 01W, B.M. IDAHO County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
28N	01W	25																	X

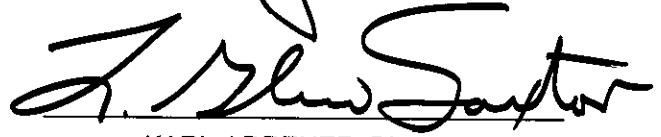
PLACE OF USE: FIRE PROTECTION, same as Stockwater

PLACE OF USE: FIRE PROTECTION STORAGE, same as Stockwater

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **February 1, 2003**.
2. Subject to all prior water rights.
3. The issuance of this right does not grant any right-of-way or easement across the land of another.
4. The right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
5. Water shall not be diverted from Rice Creek or from storage for fire protection use under this right except to fight or repel an existing fire.
6. Stockwater use is for 200 range cattle.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 8th day of February, 2002


for **KARL J DREHER, Director**

MICRO...

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JAN 25 2002

DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

1. Name of Applicant IDAHO DEPT. LANDS/CRAIG Mtn. F.P.D. Phone 208-924-5571
Mailing address P.O. Box 68 CRAIGMONT Idaho 83523
2. Source of water supply Rice Creek which is a tributary of Salmon River
3. Location of point of diversion is Township 28N Range 1W Sec. 25 in the SE $\frac{1}{4}$, SW $\frac{1}{4}$, Govt. Lot IDAHO County; additional points of diversion if any: _____
4. Water will be used for the following purposes:
 Amount .04 cfs for STOCKWATER purposes from 5/1 to 11/30 (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount .5 ac-ft for Fire Protection Storage purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount .5 ac-ft for Fire Protection use purposes from 4/1 to 11/1 (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .04 cubic feet per second and/or (b) 0.5 acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source 2" metal pipe
 - b. Height of storage dam 10' feet; active reservoir capacity 100'x200' acre-feet; total reservoir capacity 0.5 acre-feet
 - c. Proposed well diameter is NA inches; proposed depth of well is _____ feet
 - d. Is ground water with a temperature of greater than 85°F being sought? NA
 - e. If well is already drilled, when? NA; Drilling firm _____; Well was drilled for (well owner) _____; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
 - a. Hydropower; show total feet of head and proposed capacity in kW. _____
 - ☒ b. Stockwatering; list number and kind of livestock. COW/CAIF PRIRS 200A.U.Ms on 1660ac
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____
 - ☒ e. Other; describe fully. Dip pond for helicopters, Wildland Fire Protection

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WATER RESOURCES
WESTERN REGION

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3. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
28N	1W	25												S					
28N	1W	25												F					

Total number of acres to be irrigated NA

10. Describe any other water rights used for the same purposes as described above.

11. a. Who owns the property at the point of diversion? IDAH0 (DEPT OF LANDS) Public School
b. Who owns the land to be irrigated or place of use? IDAH0 (Dept of Lands) Public School, BLM + Private
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

12. Remarks: Wildland fire protection use is from storage (not diversion)
11.b - Also BSFS + Idaho Fish + Game have adjoining lands that could use
water in the event of wildfire
A fence will be constructed around pond, outlet + stream below pond
to keep stock at trough,

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

THOMAS HAWKINS
Thomas Hawkins Resource Supervisor + Fire Warden
Signature of Applicant (and title, if applicable)

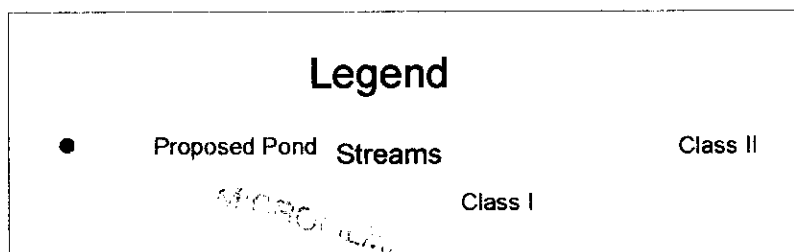
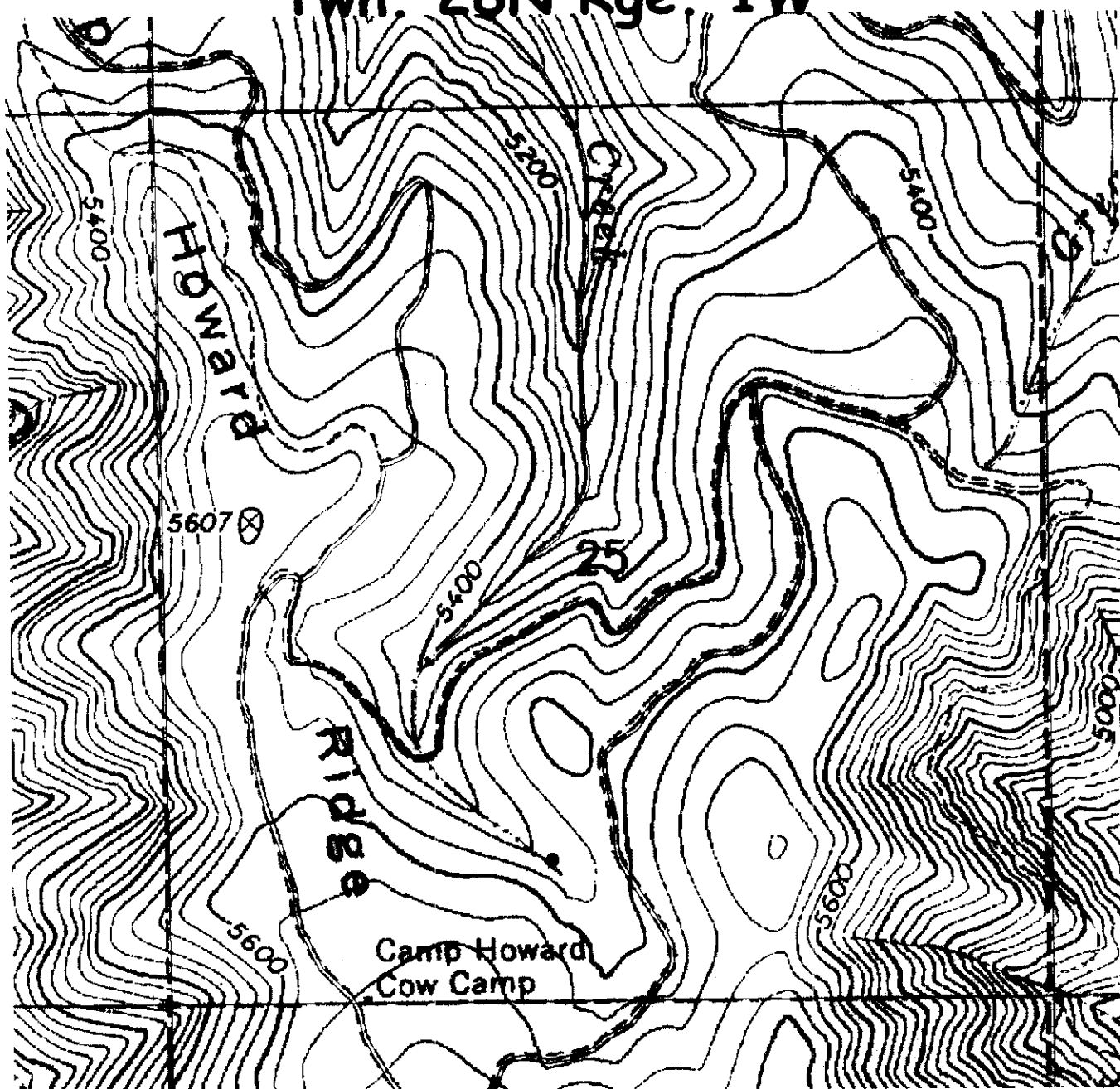
Received by Janis Fontaine Date 11-23-01 Time 11:00 Preliminary check by Ly
Fee \$ 100.00 Receipted by Janis Fontaine # W028522 Date 11-23-01
Publication prepared by At Date 12-28-01 Published in Idaho City Free Press
Publication approved At Date 1-18-02

MICROFILMED
1992

Proposed Camp Howard Pond

No bar
ltg

Twn. 28N Rge. 1W



Hawk
8-01

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AUG 13 2001

WATER RESOURCES
WESTERN REGION

JOINT APPLICATION FOR PERMIT
U.S. ARMY CORPS OF ENGINEERS
IDAHO DEPARTMENT OF WATER RESOURCES
IDAHO DEPARTMENT OF LANDS

SEPARATE PERMIT DECISIONS MUST BE
RECEIVED FROM BOTH THE STATE OF
IDAHO AND THE CORPS OF ENGINEERS
PRIOR TO START OF WORK

The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act. These laws require permits authorizing structures and work in or affecting navigable waters of the United States and the discharge of dredged or fill material into waters of the United States, including their adjacent wetlands. State permits are required under the State of Idaho. Stream Channel Protection Act (Title 42, Chapter 38, Idaho Code) and the Idaho Lake Protection Act, Section 58-142 et. seq. Idaho Code. This application will meet the requirements of the above agencies.

1. Corps of Engineers # _____ Date Received _____	2. State of Idaho # _____ Date Received _____ \$20 Rec'd By: _____ Receipt # _____
--	--

PLEASE TYPE OR PRINT

3. Applicant <u>Idaho Dept. of Lands</u> Mailing Address <u>P.O. Box 68</u> <u>Craigmont Idaho 83523</u> Work Phone (208) <u>924-5571</u> Home () _____ Fax Number <u>208-924-5572</u>	4. Authorized Agent <u>THOM HAWKINS</u> Mailing Address <u>P.O. Box 68</u> <u>Craigmont, Idaho 83523</u> Work Phone (208) <u>924-5571</u> Home (208) <u>924-5029</u> Tributary of: <u>Salmon River</u> Assessor's Desc. (Tax No. or Subdivision, Lot & Block No.) _____ * (See instructions) SESW 2S 28N 1W or 1/4 1/4 Section Township Range UTM Coordinate Grid Zone <u>45° 43' 51.5"</u> <u>116 24' 08.2"</u> Northing Easting
5. Location where proposed activity exists or will occur. Waterway <u>Rice Creek</u> <u>White Bird</u> <u>Idaho</u> <u>Idaho</u> In/near city or town County State Zip Code <u>STATE</u> Local jurisdiction (city or county)	

6. Describe the proposed activity. Provide a general description of the proposed work including all discharges of fill material and any structures such as piers, floats, boat lifts, bulkheads, and cofferdams.

A pond will be constructed at the extreme headwaters of Rice Creek. The stream was violated under forest practice in 1990 & since has experienced down sizing w/ little riparian re-established. A 100,000 gallon pond will be constructed to be used for fire protection & to divert water to water troughs. The cattle will be fenced from stream bank & the pond will be large enough to facilitate type 1 helicopter for wildfire protection.

Describe construction methods and equipment:

D-S 14 DOZER, A backhoe, 200' of 2" metal pipe, 585 gallon water trough. The pond will be dug down & fill material used as earthen dam. An 18" culvert will serve as over flow back to channel.

List all soil series located at project site, and indicate if any are on the county's hydric soils list:

parent material is basalt. Andeplitic Cryobasalts, loamy-skeletal, mixed subsoil, clay rock fragments

Length of project along the stream or extension into lake or reservoir: 200'

Will material be placed waterward of ordinary high water mark? yes If yes, volume: 37 (cubic yards)
(BOTH TEMPORARY AND PERMANENT)

Will material be placed in wetlands? NO If yes, total area: _____ (acres)

Type and composition of fill material: Basalt CW + Rock fragments (i.e. sand, etc.) Material Source: _____

Will excavation or dredging be required? yes If yes, volume: 926 (cubic yards) Composition: basalt clay + Rock fragment

Disposal site for excavated material: Dam Method of excavation: Horizontal DOZER

Stream gradient: 12%

Method of controlling turbidity and/or sedimentation: Work will be done during minimum flow & stream will be diverted by hose

7. Size and flow capacity of proposed bridge or culvert and area of drainage served (sq. miles): (Idaho Department of Water Resources requirement.)

minimum flow approx. 2 gal/min approx 40 gal/min in spring. Drainage 240 Acres Camp Howard Ridge

8. Preparation of drawings. One set of original or good quality reproducible drawings must be attached to this application. NOTE: DRAWINGS NO LARGER THAN 8-1/2 X 11 INCHES IN SIZE. See the instruction pamphlet for instructions and a checklist for completing the drawings. Include photographs of the project site mounted on 8-1/2 x 11 sheets.

9. Purpose and intended use: Commercial _____ Public ☒ Private ☒ Other _____ Describe Public use for wildlife protection +
PRIVATE USE LAZY H Ranch

Necessity and justification for project STEVEN REHAB + Fire protection

10. Proposed Starting Date Sept 10 - 2001 Estimated Duration 3 days

11. If any portion of the activity is complete, indicate month and year of completion _____
Indicate the existing work on the drawings.

12. Names, addresses, and telephone numbers of adjoining property owners, lessees, etc., whose property also adjoins the waterway.

Lessee - Roy & Margaret Hales IDL - owner BLM - ADJACENT
HC 1 Box 109C
White Bird ID. 83554

☐ Check here if the alteration is located on endowment lands administered by the Idaho Department of Lands

13. LEGAL OWNER IF

OTHER THAN APPLICANT Same

Mailing Address _____ City, State, _____
Zip Code _____
Area _____ Area _____
Phone _____ Work(_____) _____ Home(_____) _____

14. List other applications, approvals, or certifications from other Federal, interstate, state, or local agencies for any structures, constructions, discharges, deposits, or other activities described in the application.

Issuing Agency	Type of Approval	Identification No.	Date of Application	Date of Approval
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

15. Has any agency denied approval for the activity described herein or for any activity directly related to the activity described herein? Yes _____ No _____
(If "Yes" explain)

16. Remarks or additional information: THE WATER TROUGH OVER FLOW WILL DIVERT INTO AN EXISTING STREAM THAT
FLows DIRECTLY BACK INTO THE POND TRIBUTARY (APPROX 200')

17. Application is hereby made for a permit or permits to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief, such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities. I hereby grant to the agencies to which this application is made, the right to come upon the above-described location to inspect the proposed or completed work.

8-1-01
Date

Thom Felt
Signature of Applicant (ORIGINAL SIGNATURE REQUIRED)

19. If an authorized agent is to be designated, Item 4 and the following information should be completed.

I hereby designate _____ to act as my agent in matters related to this permit application. I understand that if a Federal permit is issued, I must sign the permit.

_____ Thom Felt _____ Thom Felt
Date Original Signature of Authorized Agent Original Signature of Applicant

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious, or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than 5 years or both. Do not send a Federal permit processing fee with this application. The appropriate fee will be assessed when a permit is issued.

DO NOT SEND FEDERAL PROCESSING FEE WITH APPLICATION



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 19, 2002

IDAHO DEPARTMENT OF LANDS
CRAIG MOUNTAIN AREA OFFICE
PO BOX 68
CRAIGMONT ID 83523

STATE OF IDAHO
DEPARTMENT OF LANDS
PO BOX 83720
BOISE ID 83720-0050

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 79-14007

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions, please contact the **Western** Regional Office of the department in Boise at (208) 334-2190.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office (w/encl.)

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APR 22 2002

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 79-14007

Reviewed By: dgibson

Date: April 18, 2002

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?		X
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		W028522, C061480	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?		X	Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		04/18/2002
Date proof due	-	02/01/2003
Lapse notice sent	-	
No. of days late	=	0
Holiday allowance	+	
Priority date	+	11/23/2001
New priority date	=	11/23/2001

Deficiencies of Actions Items

Acknowledge proof.

MICROFILMED

APR 18 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 11, 2002

STATE OF IDAHO
DEPT OF LANDS
STATEHOUSE MAIL
PO BOX 83720
BOISE ID 83720-0050

RE: Permit No. 79-14007

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed a least sixty days prior to the commencement of work in the stream.

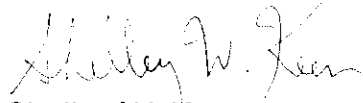
Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

MICROFILMED

FEB 14 2002

If you have any questions, please contact me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

WDRG-1000

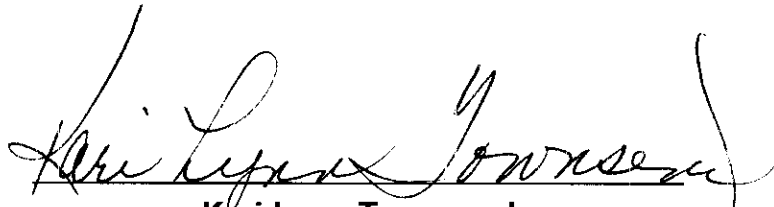
10/10/2009

CERTIFICATE OF MAILING

I hereby certify that on February 11, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 79-14007

STATE OF IDAHO
DEPT OF LANDS
STATEHOUSE MAIL
PO BOX 83720
BOISE ID 83720-0050



Kari Lynn Townsend
Secretary

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED
SEP 16 1988

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**

Reviewed by Sharla Curtis on 2/6/02

No. 79-14007 Name: IDL Corp. Officers N/A Ad ok ☒ Govt Lots

AREA OF CONCERN: No/Yes S/C Moratorium GWMA TRUST/NON-TRUST

uses non-cons.

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 084 (if necessary)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067

~~WMD~~

Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121

Trust - 051 (consumptive uses)
Non-Trust - 048 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE PROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
or 17M (not FERC regulated)
025-027-R22-08A

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response None
In/Above MSF - WB9

PLANNING REVIEW/RESPONSE

WD - R04 (WD#)
≤ 0.20 cfs/others - 01H, 01P or No MD
0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WD

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

SNAKE R (01) - W23, N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL

Restricted area - 022,075
Irr., GW supp to SW - 102
Future needs - 007,109
FISH PROP - 029 (70's only)-007-042-106

DOMESTIC

Surface water - WB5 (Big Wood/Boise above Star Bridge)
- 27A (Payette R)
- 070-071-075 (no parks/common areas)
> 1 in restricted area - WB5
Irr separate or none allowed - 065-104
GW w/irrigation from SW evident - W03 (2500 gpd - meets domestic def
Moratorium approvable - i.e. D/convenience store)

BENEFICIAL USE DUE: 21.01.2003

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

Multiple pd's per 1/4 - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON _____ - _____ (Per updated map)

IRR VOLUME/ACRE _____

OTHER CONDITIONS/REMARKS no fire prot from storage, fire prot. w. 04 cfs

COMMENTS _____

ILLINOIS DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

comment to Corp

INITIAL REVIEW BY: ly DATE: 12/17/01 APPLICATION: 79-14007

REQUIRED INFORMATION

Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
Address:
Source: (See USGS Quad for names of water sources)
Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
County:
Quantity: (flow and/or volume)
Period of use:
Nature of proposed use: (Include description of use)
Description of diverting works:
Time required for beneficial use of water:
Place of use or acres irrigated:
Map: (show T, R, S, QQ &/or QQQ)
Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
Correct fee paid

RECEIVED
JAN 25 2002
DEPARTMENT OF WATER RESOURCES

Gov't. Lots:
/ P/D
/ P/U

ADDITIONAL INFORMATION

N ADVERTISE REMARK(S)
(Reviewer identify which remarks)

YES NO

/ Overlapping place of use: (Describe source & relationship to present application on next page.)
/ Overlapping point of diversion.
 / Critical groundwater area:
 / Groundwater management area:
 / 1992 moratorium:
/ Surface water source, IDFG letter needed.
 / Protected river or minimum flow reach, notify water planning bureau.
 / E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
/ E-mail to Dam Safety staff: (for any storage) JFW 12/21/01
 / Mitigation plan: Check any that apply.
 immediate = acceptable plan required and submitted.
 future = open areas, acceptance of condition of approval is in file.
 / Send power requirement letter &/or fish farm requirement letter.
 / Power residency affidavit:
 / Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
/ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

pond surface area and if on-stream

Date Requested 12/17/01 Date Response Received 12/17/01

PROCESSING

APP. NO. 79-44007

YES NO

☒ ☐ In form for advertising:
☐ ☒ Statewide advertising: (> 10 cfs &/or 1000 af)
☒ ☐ Fee amount, receipt number and date recorded on application:

SEND COPIES TO: NOTE IF E-MAIL COMMENT LETTER USED.

YES NO

☐ ☒ I.D. Health & Welfare
☐ ☒ I.D. District Health
☒ ☐ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ U.S. BLM
☐ ☒ U.S. Forest Service
☐ ☒ Water Dist. #
☐ ☒ Water Planning Bureau
☒ ☐ Other Corp

FINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☒ ☐ Publication dates and paper recorded on application:
☐ ☒ Final date for protest 1-22-02
☐ ☒ Protests received.
☐ ☒ Recommendations attached:
☐ ☒ Measuring device required:
☐ ☒ Water delivered by water master? District #
☐ ☐ Special conditions of approval or cover letter: standards

☐ ☒ See below for additional information
Recommended Date or Priority 11/23/01
Recommended by: Lee Craver Date: 1/23/02

ADDITIONAL INFORMATION:

overlap: 79-4407 - different source not
claimed in SRBA
exempt from Salmon River Mora

RECEIVED

JAN 18 2002

WATER RESOURCES
WESTERN REGION

✓ JE
The following application(s) have been filed to appropriate the public waters of the State of Idaho:

79-14007
STATE OF IDAHO
DEPT OF LANDS
PO BOX 68
CRAIGMONT ID 83523
Point(s) of Diversion SESW S25
T28N R01W IDAHO County
Source RICE CREEK
Tributary To SALMON RIVER
Use: STOCKWATER 05/01 To 11/30
0.04 CFS
Use: FIRE PROTECTION 04/01 To
11/01 0.5 AFA
Use: FIRE PROTECTION 01/01 To
12/31 0.5 AFA
STORAGE
Total Diversion: 0.04 CFS
Date Filed: 11/23/2001
Place Of Use: STOCKWATER
T28N R01W S25 SESW
Place Of Use: FIRE PROTECTION STOR-
AGE
T28N R01W S25 SESW
Place Of Use: FIRE PROTECTION
T28N R01W S25 SESW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 01/22/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director
Published on January 2 and 9, 2002.

12-9

AFFIDAVIT OF PUBLICATION

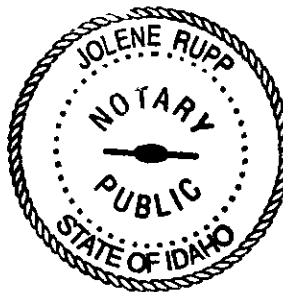
STATE OF IDAHO
County of Idaho - ss.

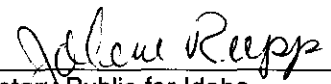
Andrew J. McNab, being first duly sworn, says he is the Publisher of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho County, State of Idaho, and is of general circulation in said county and state, that the said legal notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 2nd day of January, 2002; and the last publication on the 9th day of January, 2002; and that the said legal notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said legal notice of advertisement.



STATE OF IDAHO)
COUNTY OF)

On this 9th day of January in the year of 2002, before me a Notary Public personally appeared Andrew J. McNab, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.




Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 1-29-07

MICROFILMED

1-29-07



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

FAX TRANSMITTAL COVER SHEET

FAX NUMBER (208) 334-2348

DATE: 8/20/07

TO: Thom Hawkins

FROM: Steve Lester

IDL

fax 208-924-5572

DOCUMENT DESCRIPTION/NOTES: _____

Suggested revisions to Appl - see notes

TOTAL PAGES SENT: 01 + COVER SHEET

MICROFILMED

CONTACT: _____

Post fax note - watch for Appl. & Expedite
to help w/ fall fire season

Application - Suggest

item
#

information

- 1 ~~no complete~~ address... to complete
- 4 mark cts @ .04
" acre-foot @ .5
- 6 pipe to troughs
pond @ ... give surface area dimension to
show cover $\leq \frac{1}{2}$ acre
- 11b pond + troughs = place of use ... all on
IDL land? Be sure answer 11b.
- 12 Remarks should include info from draft
" Stock will be fenced away ... ^{through} ...
overflow ... occur at Rice Creek in
1/4-1/2 S. 25.

Completed Appl. with map & voucher can be faxed so
can start work on it here asap. Mail original
to this office asap.

-Steve L.

MICROFILMED

OCT 04 2002

FORM 202
12/89

Ident. No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant IDAHO DEPT. LANDS/CRAFT Mtn. F.P.D. Phone 208-924-5571
Mailing address P.O. Box 68
2. Source of water supply Rice Creek which is a tributary of Salmon River
3. Location of point of diversion is Township 28N Range 1W Sec. 25, in the SE $\frac{1}{4}$, SW $\frac{1}{4}$, Govt. Lot _____, B.M., IDAHO County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:

Amount <u>.04</u> for <u>STOCKWATER</u>	purposes from <u>5/1</u> to <u>11/30</u>	(both dates inclusive)
(cfs or acre-feet per annum)		
Amount <u>.5</u> for <u>Fire Protection Storage</u>	purposes from <u>1/1</u> to <u>12/31</u>	(both dates inclusive)
(cfs or acre-feet per annum)		
Amount <u>.5</u> for <u>Fire Protection use</u>	purposes from <u>4/1</u> to <u>11/1</u>	(both dates inclusive)
(cfs or acre-feet per annum)		
Amount _____ for _____	purposes from _____ to _____	(both dates inclusive)
(cfs or acre-feet per annum)		
Amount _____ for _____	purposes from _____ to _____	(both dates inclusive)
(cfs or acre-feet per annum)		
Amount _____ for _____	purposes from _____ to _____	(both dates inclusive)
(cfs or acre-feet per annum)		
5. Total quantity to be appropriated is (a) .04 cubic feet per second and/or (b) 0.5 acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source 2" metal pipe to troughs, pond spurs
 - b. Height of storage dam 12' feet; active reservoir capacity _____ acre-feet; total reservoir capacity 0.5 acre-feet
 - c. Proposed well diameter is NA inches; proposed depth of well is _____ feet
 - d. Is ground water with a temperature of greater than 85°F being sought? NA
 - e. If well is already drilled, when? NA; Drilling firm _____; Well was drilled for (well owner) _____; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is _____ years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
 - a. Hydropower; show total feet of head and proposed capacity in kW. _____
 - ☒ b. Stockwatering; list number and kind of livestock. COW/CALF PRIORS 200A.U.Ms on 1660a
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____
 - ☒ e. Other; describe fully. Dip pond for helicopters, Wildland Fire Protection

Post-It™ brand fax transmittal memo 7671		# of pages >
To <u>Steve Lester</u>	From <u>THOM Hawkins</u>	
Co. _____	Co. <u>IDL</u>	
Dept. _____	Phone # _____	
Fax # _____	Fax # _____	

3. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
28N	1W	25												S					
28N	1W	25												F					

Total number of acres to be irrigated NA

10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? IDAHO (DEPT OF LANDS) Public School

b. Who owns the land to be irrigated or place of use? _____

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Remarks: Wildland Fire protection use is from storage (not diversion)include Remarks from draft

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Theresa H. Resame Supervisor + Fire Warden
Signature of Applicant (and title, if applicable)

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ _____ Receipted by _____ # _____ Date _____

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

MICHAEL

2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

FAX TRANSMITTAL COVER SHEET

FAX NUMBER (208) 334-2348

DATE: 8/17/01

TO: Thom Hawkins
IDL

FROM: Steve Lester

fax 208-924-5572

DOCUMENT DESCRIPTION/NOTES: RICE CREEK PROJECT - DRAFT of
Appl. for Permit. CAN process Appl. within limits of Salmon River
Moratorium if:

(1) pond covers $\leq \frac{1}{2}$ acre of land

(2) diversion from source to stock troughs $\leq .04$ cfs (18 gpm).

Forms available at website www.idwr.state.id.us (look for
"DEPT. Forms" then "water right/water bank forms" then "Appl. for permit").

FEE will be a minimum of \$100 for this project.
in category

TOTAL PAGES SENT: 02 + COVER SHEET

CONTACT: ALSO suggest contact Army Corps since work might require
their 404 Permit but not STATE's 404 rule.

Let me know if any questions. To meet newspaper
deadlines for earliest legal notices, would need to receive
original Appl. and fee (dept. voucher OK) by August 27.

DRAFT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

1. Name of Applicant _____ Phone _____

Mailing address _____

2. Source of water supply RICE CREEK which is a tributary of SALMON RIVER

3. Location of point of diversion is Township 28N Range 1W Sec. 25, in the _____
SE 1/4, SW 1/4, Govt. Lot _____, B.M., Idaho County;

additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 for Stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.5 for Fire Protection Storage purposes from 1/1 to 2/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.5 for Fire Protection from Storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .04 cubic feet per second and/or (b) 0.5 acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source _____

b. Height of storage dam _____ feet; active reservoir capacity 0.5 acre-feet; total reservoir capacity 0.5 acre-feet

c. Proposed well diameter is N/A inches; proposed depth of well is _____ feet

d. Is ground water with a temperature of greater than 85°F being sought? N/A

e. If well is already drilled, when? N/A; Drilling firm _____; Well was drilled for (well owner) _____; Drilling Permit No. _____

7. Time required for completion of works and application of water to proposed beneficial use is _____ years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

a. Hydropower; show total feet of head and proposed capacity in kW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. fire protection pond for helicopter bucket.

Pond @ 100,000 gallons (.3 AF). Allow margin of error, propose .5 AF total capacity for that reason.

USE from storage via helicopter firefighting, not a diversion via ditch or pipeline from the ponds for firefighting.

3. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

Assumes pond + troughs
are in same 1/4 1/4 as
diversion point

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
28N	1W	25											X						—

Total number of acres to be irrigated —

10. Describe any other water rights used for the same purposes as described above. NONE

11. a. Who owns the property at the point of diversion? } Applicant
- b. Who owns the land to be irrigated or place of use? }
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

12. Remarks: Stock will be fenced away from stream + pond to enhance riparian habitat. Stock will therefore not use pond, but pond will help divert water to nearby stock troughs. Pond will cover $\leq 1/2$ acre surface area. Both uses for a common development will remain within exemption limits of Salmon River moratorium. Pond storage (on-stream) will include refill as needed. cont. below

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Signature of Applicant (and title, if applicable)

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ _____ Receipted by _____ # _____ Date _____
 Publication prepared by _____ Date _____ Published in _____
 Publication approved _____ Date _____

Overflow from stock troughs will occur at Rice Creek in S-25
1st 1/4 1/4

NOTE: Return flow will not require "404 Permit" if occurs in intermittent portion of creek (per type SESW, and SWNESW S. 25). Would require 404 permit in perennial reach of the stream.

p/u

<u>Basin Num</u>	<u>Sequence</u>	<u>Split Basis</u>	<u>Status</u>	<u>Priority</u>	<u>Ds Diversion</u>	<u>Source List</u>	<u>Water Use List</u>	<u>Owner List</u>	<u>Version Num</u>	<u>Source To Application</u>
79	11916	Reserved	Active			RICE CREEK	AVERAGE ANNUAL FLOW, B/ UNITED STATES OF AME		1	wrAdjudicationRecommendation
79	12045	Reserved	Active			RICE CREEK	AVERAGE ANNUAL FLOW, B/ NEZ PERCE TRIBE ACTIN		1	wrAdjudicationRecommendation
79	12120	Reserved	Active			RICE CREEK	AVERAGE ANNUAL FLOW, B/ SHOSHONE-BANNOCK TI		1	wrAdjudicationRecommendation
79	4403	Statutory C	Active	1/1/1953	0.08	SPRING	STOCKWATER	BROWN INDUSTRIES INC (Current)		wrWaterRight
79	4407	Statutory C	Active	1/1/1953	0.08	CAMP HOWARD SPRIN	STOCKWATER	BROWN INDUSTRIES INC (Current)		wrWaterRight

p/u

<u>Basin Num</u>	<u>Sequence</u>	<u>Split Basis</u>	<u>Status</u>	<u>Priority</u>	<u>Ds Diversion</u>	<u>Source List</u>	<u>Water Use List</u>	<u>Owner List</u>	<u>Source To Application</u>
79	4403	Statutory Claim	Active	1/1/1953	0.08	SPRING	STOCKWATER	BROWN INDUSTRIES	wrWaterRight
79	4407	Statutory Claim	Active	1/1/1953	0.08	CAMP HOWARD	STOCKWATER	BROWN INDUSTRIES	wrWaterRight

springs {
 -4403 p/u } NESW ... trail to River
 -4407 p/u } SESW ... sinks

28 N 1W 5.25 SW 1/4

100K pond ~ .3 sf
fire protection

— cfs to trough for
— type/# animals (p/l on
whose land?)

overflow from troughs back to
stream (cover & ICA)

Salmon R. Mountain

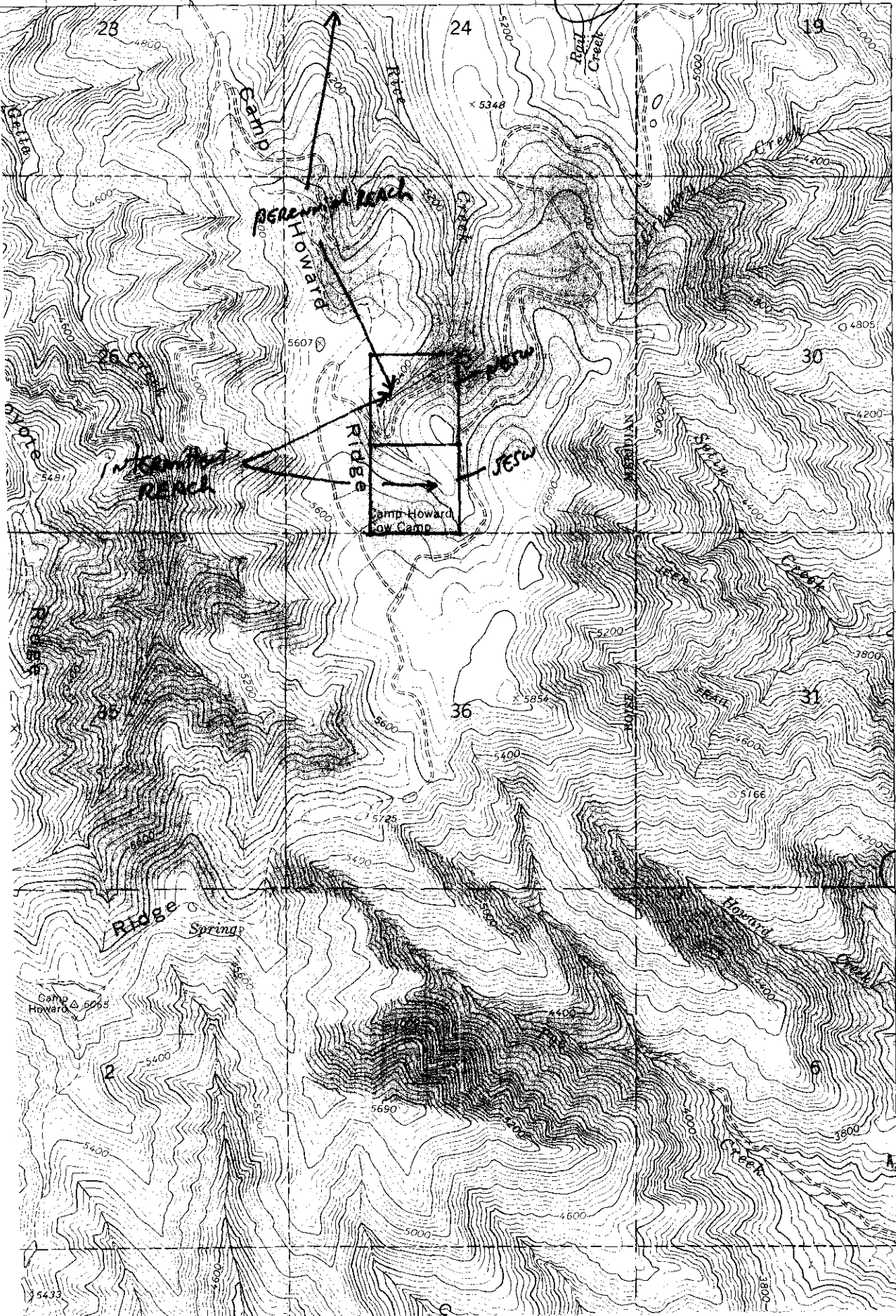
pond $\leq \frac{1}{2}$ acre ok
.04 cfs stock ok

What are pond surface dimension
specs?

GRAVE POINT QUADRANGLE
IDAHO-OREGON
7.5 MINUTE SERIES (TOPOGRAPHIC)

2715 IV SE
(WHITE BIRD)

545 25' WHITE BIRD 19 MI. 54 R.I.W. R.I.E. 340 000 FEET (IDAHO) 116° 22' 30" 45° 45'



1 480 000 FEET
(IDAHO)

T. 28 N.
T. 27 N.

42'30"

5061



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 31, 2001

STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

Re: Application for Water Right No. 55-0467 in the Name of The Nature Conservancy.
Application for Water Right No. 63-31376 in the Name of McGrew Ranch LLC.
Application for Water Right No. 63-31377 in the Name of McGrew Ranch LLC.
Application for Water Right No. 79-14007 in the Name of Idaho Department of Lands.

Dear Sir:

Enclosed are copies of the above-referenced applications that the proposed use is from surface water. Please review the applications and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by January 22, 2002.

If you have any questions regarding the application, please contact this office.

Sincerely,

A handwritten signature in black ink that reads "Gary Spackman".

Gary Spackman

GS:lm
Encl.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 31, 2001

GREG MARTINEZ
CORPS OF ENGINEERS
304 N 8TH ROOM 140
BOISE ID 83702-5820

Re: Application for Water Right No. 79-14007 in the Name of Idaho Department of Lands.

Dear Sir:

Enclosed is a copy of the above-referenced application for permit that the proposed use is from surface water. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by January 22, 2002.

If you have any questions regarding the application, please contact this office.

Sincerely,

Gary Spackman

GS:lm

Encl.: Copy of Application

ENCLOSURE
JAN 2 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 27, 2001

Legal Notice Department
IDAHO COUNTY FREE PRESS
PO BOX 690
GRANGEVILLE ID 83530

RE: Application for Permit No. 79-14007

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 01/22/2002. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

e mail

MICHEL

12/27/01

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

79-14007

STATE OF IDAHO
DEPT OF LANDS
PO BOX 68
CRAIGMONT ID 83523

Point(s) of Diversion SESW S25 T28N R01W IDAHO County Source RICE CREEK
Tributary To SALMON RIVER

Use: STOCKWATER	05/01 To 11/30	0.04 CFS	
Use: FIRE PROTECTION	04/01 To 11/01		0.5 AFA
Use: FIRE PROTECTION STORAGE	01/01 To 12/31		0.5 AFA

Total Diversion: 0.04 CFS

Date Filed: 11/23/2001

Place Of Use: STOCKWATER

T28N R01W S25 SESW

Place Of Use: FIRE PROTECTION STORAGE

T28N R01W S25 SESW

Place Of Use: FIRE PROTECTION

T28N R01W S25 SESW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 01/22/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on January 2 and 9, 2002.